

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

MICHAEL HUTCHINSON,)	
)	
Plaintiff,)	
)	
v.)	1:12-cv-00321-JAW
)	
JOSEPH PONTE,)	
)	
Defendant.)	

**ORDER AFFIRMING THE RECOMMENDED
DECISION OF THE MAGISTRATE JUDGE**

No objection having been filed to the Magistrate Judge's Recommended Decision filed January 11, 2013, the Recommended Decision is accepted.

Accordingly, it is hereby ORDERED that the Defendant's 28 U.S.C. § 2254 Petition (ECF No. 1) be and hereby is DENIED. It is further ORDERED that no certificate of appealability should issue in the event the Petitioner files a notice of appeal because there is no substantial showing of the denial of a constitutional right within the meaning of 28 U.S.C. § 2253(c)(2).

SO ORDERED.

/s/ John A. Woodcock, Jr.
JOHN A. WOODCOCK, JR.
CHIEF UNITED STATES DISTRICT JUDGE

Dated this 20th day of February, 2013

Petitioner

MICHAEL HUTCHINSON

represented by **MICHAEL HUTCHINSON**
MAINE STATE PRISON
807 CUSHING RD
WARREN, ME 04864
PRO SE

V.

Respondent

JOSEPH PONTE
*Commissioner for the Maine
Department of Corrections*

represented by **DONALD W. MACOMBER**
OFFICE OF THE ATTORNEY
GENERAL
STATE HOUSE STATION 6
AUGUSTA, ME 04333-0006
626-8800
Email:
donald.w.macomber@maine.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED